

LAW OFFICES OF  
**LOUIS E. GITOMER, LLC.**

LOUIS E. GITOMER  
Lou@lgraillaw.com

MELANIE B. YASBIN  
Melanie@lgraillaw.com  
410-296-2205

600 BALTIMORE AVENUE, SUITE 301  
TOWSON, MARYLAND 21204-4022  
(410) 296-2250 • (202) 466-6532  
FAX (410) 332-0885

December 19, 2011

Ms. Cynthia T. Brown  
Chief of the Section of Administration, Office of Proceedings  
Surface Transportation Board  
395 E. Street, S.W.  
Washington, D.C. 20423

RE: Docket No. AB-312 (Sub-No. 3X), *South Carolina Railroad Company, LLC—Abandonment Exemption—in Chesterfield and Darlington Counties, SC.*

Dear Ms. Brown:

Enclosed for e-filing by the South Carolina Railroad Company, LLC is a letter received from the U.S. Army Corp of Engineers, Charleston District, stating that proposed abandonment does not require a Department of Army permit and that the project may proceed.

If you have any questions please call or email me.

Sincerely yours



Melanie B. Yasbin  
Attorney for South Carolina Railroad Company, LLC

Enclosure



REPLY TO  
ATTENTION OF

**DEPARTMENT OF THE ARMY**  
CHARLESTON DISTRICT, CORPS OF ENGINEERS  
1949 INDUSTRIAL PARK ROAD, ROOM 140  
CONWAY, SOUTH CAROLINA 29526

**COPY**

Regulatory Division

DEC - 8 2011

Office of Environmental Analysis  
Surface Transportation Board  
395 E Street, S.W.  
Washington, D.C. 20423

Dear Madam/Sir:

Re: SAC 2011-01287-4A  
Darlington/Chesterfield Counties

This is in response to your recent letter wherein you inquired as to the necessity of obtaining a Department of the Army permit for a project referred to as the "Docket No. AB-312(Sub-No. 3X) South Carolina Railroad Company, LLC—Abandonment Exemption—in Chesterfield and Darlington Counties, SC." This project consists of the abandonment of a 12.8 mile section of line between milepost 319.89 near Society Hill, Darlington County, SC and milepost 332.48 in Cheraw, Chesterfield County, SC.

Activities include the removal of the rail, crossties and possibly the upper layer of ballast. The crossties and all other debris will be transported away from the Line and will not be discarded along the right-of-way; nor be placed or left in Waters of the US.

A review of the information you provided indicates that the subject activities will not involve work in a Navigable Water of the United States, nor will it entail the placement of fill material in wetlands/waters of the United States. Therefore, a Department of the Army permit is not required, and you may proceed with the project.

In future correspondence concerning this matter, please refer to SAC 2011-01287-4A. You may need state or local assent. Prior to performing any work, you should contact the South Carolina Department of Health and Environmental Control, Bureau of Water. A copy of this letter is being forwarded to that agency for their information.

Y900 In order to assist us in improving our service to you, please complete the online survey found at <http://per2.nwp.usace.army.mil/survey.html>. If you have any questions concerning this matter, please contact me at (843) 365-4239.

Sincerely,

Sharon Abbott  
Watershed Manager

Copy Furnished:

South Carolina Department of  
Health and Environmental Control  
Bureau of Water  
2600 Bull Street  
Columbia, SC 29201

Law Offices of Louis E. Gitomer, LLC  
600 Baltimore Avenue, Suite 301  
Towson, MD 21204